(1)

(3)

Cf 100

IN THE HIGH COURT OF CHHATTISGARH

AT BILASPUR

W.P. No.3405/2004

PETITIONER : Narendra Kumar Sahu,
aged about 32 years,
Son of Shyamlal Sahu
R/o village Chhedia Block Gurur
Distt. Durg (C.G.)

P.R. No. 3287/04
Presented by Shri. A.Shalc Soni
dated 15-01-04

VERSUS

RESPONDENTS : 1. State of Chhattisgarh
through, Secretary
Panchayat & Rural Department
D.K.Bhawan, Raipur

2. Collector,
Durg (C.G.)

3. Sub Divisional Officer
(Revenue) Durg (C.G.)

(W) 15.9.04

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(25)

आदेश पत्रक

मामला क्रमांक W.P. 3405/2004 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	29.9.2004 When the matter is called out, none present on behalf of the petitioner. No representation is made. Shri N.K. Agrawal, Deputy Advocate General for the State/ respondents. By this writ petition, the petitioner has questioned final notification dated 12.7.2004 (Annexure A-1) issued by respondent No.2 constituting Chhedia Panchayat consisting of Villages: Chhedia & Dhowanpuri. The petitioner's case is that the villagers after the preliminary notification represented before the Sub Divisional Officer to constitute Panchayat Chhedia as independent, but that has not been acceded. By the impugned notification, respondent No.2 has kept Panchayat: Chhedia consisting of Villages: Chhedia & Dhowanpuri as it is. Respondent No.2 while issuing the final notification exercised the power under Section 3 read with Section 125 of the Chhattisgarh (Panchayat Raj Avam Gram Swaraj) Adhiniyam, 1993, which is legislative in character, therefore, same cannot be questioned. In view of the decision of this Court dated 27.9.2004 passed in W.P.No.2117/2004 and other similar batch of writ petitions, this petition is not maintainable and the same is dismissed, at the admission stage itself. Consequently, M.(W.)P.No.2995/2004 and I.A.No.7234/2004 stand disposed of. Sd/- L.C.BHADOO Judge	

Soma/
Sunita